

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Chen et al.

Serial No. 08/942,369

Filed: October 1, 1997

For: **METHOD AND APPARATUS FOR
CONCURRENTLY DETECTING
PATHOGENIC ORGANISMS AND
ANTIMICROBIAL SUSCEPTIBILITY**

Group Art Unit: 1623

Examiner: Marjorie A. Moran

RECEIVED

OCT 18 1999

GROUP 1800

NOTICE OF APPEAL

Box AF
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants hereby appeal from the Examiner's Action of April 28, 1999, making final the rejection of claims 20-24 and 26, all the claims presently under consideration in this application.

125266.1

CERTIFICATE OF MAILING
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

RICHARD SAN PIETRO

Name of Person Mailing Paper

R.S.P.

Signature of Person Mailing Paper

OCTOBER 14, 1999

Date of Deposit

Patent
226/213

If this fee is incorrect, please charge or credit our Deposit Account No. 12-2475
for the appropriate amount.

Respectfully submitted,

LYON & LYON

Dated: October 14, 1999.

By Mary Consalvi
Mary S. Consalvi
Reg. No. 32,212

633 West Fifth Street, 47th Floor
Los Angeles, CA 90071-2066
(858) 552-8400

SD-125266.1

- 2 -

*** TOTAL PAGE.12 ***

10/15/99 FRI 13:10 [TX/RX NO 8988] 4012